

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 138, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 higher education.
- 4 Delete everything after the enacting clause and insert the
- 5 following:
- 6 SECTION 1. IC 20-12-5.5-2 IS AMENDED TO READ AS
- 7 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) In addition to
- 8 projects authorized by the general assembly, the trustees of each higher
- 9 education institution may engage in any of the following projects so
- 10 long as there are funds available for the project and the project meets
- 11 any of the applicable conditions:
- 12 (1) Each project to construct buildings or facilities of a cost
- 13 greater than two hundred thousand dollars (\$200,000), or to
- 14 purchase or lease-purchase land, buildings, or facilities the
- 15 principal value of which exceeds ~~one~~ two hundred thousand
- 16 dollars ~~(\$100,000)~~, **(\$200,000)**, must be reviewed by the
- 17 commission for higher education and approved by the governor
- 18 upon recommendation of the budget agency. If any part of the
- 19 cost of the project as specified in section 3 of this chapter is paid
- 20 by state appropriated funds or by mandatory student fees
- 21 assessed all students and if the project is to construct buildings
- 22 or facilities of a cost greater than five hundred thousand dollars
- 23 (\$500,000), or to purchase or lease-purchase land, buildings, or
- 24 facilities the principal value of which exceeds three hundred
- 25 thousand dollars (\$300,000), the project must also be approved
- 26 by the general assembly. Nothing herein limits the trustees in

1 supplementing projects approved by the general assembly from
 2 gifts or other available funds so long as approval for the
 3 expansion of projects is given by the governor on review by the
 4 commission for higher education and recommendation of the
 5 budget agency.

6 (2) Each repair and rehabilitation project must be reviewed by
 7 the commission for higher education and approved by the
 8 governor, on recommendation of the budget agency, if the cost
 9 of the project exceeds five hundred thousand dollars (\$500,000)
 10 and if any part of the cost of the project is paid by state
 11 appropriated funds or by mandatory student fees assessed all
 12 students. If no part of the cost of the repair and rehabilitation
 13 project is paid by state appropriated funds or by mandatory
 14 student fees assessed all students, the review and approval
 15 requirements of this subdivision apply only if the project exceeds
 16 one million dollars (\$1,000,000).

17 (3) Each project to lease, other than a project to lease-purchase,
 18 a building or facility must be reviewed by the commission for
 19 higher education and approved by the governor, on
 20 recommendation of the budget agency, if the annual cost of the
 21 project exceeds ~~fifty one hundred~~ thousand dollars ~~(\$50,000)~~.
 22 **(\$100,000).**

23 (b) The review and approval requirements of subsection (a)(1) do
 24 not apply to a project to construct buildings or facilities or to purchase
 25 or lease-purchase land, buildings, or facilities if the project involves the
 26 expansion or improvement of housing for students undertaken entirely
 27 by a fraternity or sorority at the state educational institution.

(Reference is to SB 138 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Appropriations.

GARTON

Chairperson